IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2387 OF 2007
IN
SUIT NO.4519 OF 1999

Ishrat Rafique Sharif. ..Plaintiff.

V/s.

Everest Agencies & Ors. ..Defendants.

Mr.Uday Bhanu Sig a/w Ms.Deepati Thakor i/b. Rustomji & Giriwala for Plaintiff.

Mr.N.K.Mudnaney for Defendants.

CORAM: A.M.KHANWILKAR,J

DATE : JULY 24, 2007.

P.C. :

1. As the suit will now proceed for trial in view of the order passed today and tentatively scheduled for argument on 30th October, 2007 hoping that the recording of evidence will conclude by then; coupled with the fact that the order of which modification is sought is operating since 30th July, 1999, no orders are warranted on the present Motion.

2. It is however, made clear that if the Suit does not progress further for no fault of the Plaintiff, request made in this Motion can be renewed, which will be considered on its own merits.

3. Notice of Motion disposed of on the above terms.

(A.M.KHANWILKAR,J)